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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/757,505	01/15/2004	Caroline Delattre	1016800-000583.001	6320
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EXAMINER FERNANDEZ, SUSAN EMILY				
ART UNIT		PAPER NUMBER		
1651				
NOTIFICATION DATE		DELIVERY MODE		
06/03/2008		ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

ADIPFDD@bipc.com

ATTACHMENT TO ADVISORY ACTION

The response filed February 22, 2008, has been received. The text of those sections of Title 35, U.S. Code, not included in this action can be found in a prior office action.

The amendment filed February 22, 2008, has not been entered since the new language in the proposed amendment requires consultation of the specification to confirm support. Furthermore, the amendment would require a new search. Specifically, new claims 67-69 provide limitations as to the application of sodium dodecyl sulfate or sodium lauryl ether sulfate that previously were not recited in any of the claims, thus requiring consultation of the specification and a new search. Therefore, denial of entry of the proposed amendment is proper at this after-final stage of prosecution.

All of applicant's argument has been fully considered but is not persuasive of error. Given that the amendment has not been entered, the rejections under 35 U.S.C. 112, first paragraph and second paragraph must be maintained. With respect to the Fein reference applied as prior art in the previous office action, the applicant argues that Fein does limit which hydrolases may be used in their invention. However, it is noted that Fein recites that the hydrolase may be an amidase (page 2, paragraph [0011]), which is in the 3.5.1 and 3.5.2 EC classification, and that aspartylglucosaminidase is a particular amidase. Given that there is a teaching of use of amidase in Fein, it would have been obvious to the person of ordinary skill in the art to have practiced the Fein invention with other amidases, including aspartylglucosaminidase. With respect to the arguments on page 17 of the response, it is noted

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that the support discussed in US 2004/0015187 is drawn to the activities of glycosidases, and not to the difference in activities of different amidases. Thus, sufficient evidence has not been provided to demonstrate that there would not have been a reasonable expectation of success in substituting one amidase for another. Thus, the rejections of record must be maintained.

No claims are allowed.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to SUSAN E. FERNANDEZ whose telephone number is (571)272-3444. The examiner can normally be reached on Mon-Fri 8:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mike Wityshyn can be reached on (571) 272-0926. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Leon B Lankford Jr/
Primary Examiner, Art Unit 1651

Susan E. Fernandez
Examiner
Art Unit 1651

sef